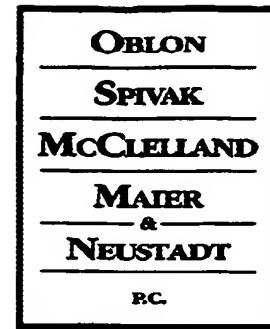




Docket No.: 231036US0

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313



ATTORNEYS AT LAW

RE: Application Serial No.: 10/687,581

Applicants: Xavier BLIN, et al.

Filing Date: October 20, 2003

For: COMPOSITION CONTAINING AN OILY PHASE
AND A NAPHTHOPYRAN DYE, COSMETIC
TREATMENT PROCESSES

Group Art Unit:

Examiner:

SIR:

Attached hereto for filing are the following papers:

Notice of Abandonment (Return Copy)
Petition in Response to Improper Notice of Abandonment
PTO Mail Log Report

Our credit card payment form in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.
Norman F. Oblon

Richard L. Treanor

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DOCKET NO.: 231036US0

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: :

Xavier Blin, et al :

GROUP ART UNIT:

SERIAL NO.: 10/687,581 :

EXAMINER:

FILED: October 20, 2003 :

FOR: COMPOSITION CONTAINING AN OILY PHASE AND A
NAPHTHOPYRAN DYE, COSMETIC TREATMENT PROCESSES

PETITION IN RESPONSE TO IMPROPER NOTICE OF ABANDONMENT

COMMISSIONER FOR PATENTS
ALEXANDRIA, VA 22313

SIR:

Applicants received a Notice of Abandonment dated November 18, 2004, in the above-identified case. This indicates that Applicants failed to timely file a proper reply to the Notice to File Missing Parts (NFMP) mailed on January 20, 2004. The Notice of Abandonment is believed to have been issued in error, as Applicants never received a Notice to File Missing Parts. A copy of our firm's docket (PTO Mail Log Report) is attached showing that the NFMP was never received by us. Applicants respectfully requests reconsideration of this Notice and further requests that the application be restored to pending status. Applicants requests that the Notice to File Missing Parts be reissued.

Respectfully submitted,

OBLON, SPIVAK, McDELLAND,
MAIER & NEUSTADT, P.C.



Richard L. Treanor
Attorney of Record
Registration No.: 36,379

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UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
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 Alexandria, Virginia 22313-1450
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DAC/JTW

APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/687,581	10/20/2003	Xavier Blin	231036USO

CONFIRMATION NO. 2539

ABANDONMENT/TERMINATION LETTER



OC000000014401773

22850

OBLON, SPIVAK, MCCLELLAND, MAIER & NEUSTADT, P.C.
 1940 DUKE STREET
 ALEXANDRIA, VA 22314

Date Mailed: 11/18/2004

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 01/20/2004.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (703) 305-9282. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

*A copy of this notice **MUST** be returned with the reply.*

P134
 Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

PIU Mail Log Report
From 10/23/2003 to 01/18/2005



Mail Type	COPIES	Application #	Patent/Reg #	Case Id	Base Date	Date Recd
ADV SNC		10/687,581		231036US		10-29-2003
NABAND		10/687,581		231036US	11-18-2004	11-22-2004

BEST AVAILABLE COPY